## **United States District Court**

## Northern District of Oklahoma

STATE OF OKLHOAMA, ex rel., et al.

PLAINTIFF

٧.

THIRD PARTY SUMMONS IN A CIVIL ACTION

TYSON FOODS, INC. et al.

**DEFENDANTS AND THIRD-PARTY PLAINTIFFS** 

DEFENDANTS AND THIRD-PARTY PLAINTIFFS

CASE NUMBER: 05-CV-0329-JOE-SAJ

City of Tahlequah, et al.

THIRD PARTY DEFENDANTS

To: Gail B. Wilton individually 10942 S. Darlington Ave.,
Tulsa OK 74137

YOU ARE HEREBY SUMMONED and required to file with the clerk of this court and serve upon

## PLAINTIFF ATTORNEY

Douglas Allen Wilson Melvin David Riggs Richard T. Garren Sharon K. Weaver Riggs Abney Neal Turpen Orbison & Lewis 502 West 6<sup>th</sup> Street Tulsa, OK 74119-1010

## DEFENDANT AND THIRD PARTY PLAINTIFFS ATTORNEYS:

A. Scott McDaniel Joyce, Paul & McDaniel PLLC 1717 South Boulder, Suite 200 Tulsa, OK 74119 For Peterson Farms

Robert W. George Kutack Rock LLP The Three Sisters Building 214 West Dickson Street Fayetteville, AR 72701-5221

For Tyson Foods, Inc.

R. Thomas Lay Kerr, Irvine, Rhodes & Ables 201 Robert S. Kerr Ave., Suite 600 Oklahoma City, OK 73102 For Willow Brook Foods, Inc. Robert P. Redemann Lawrence W. Zeringue David C .Senger

Perrine, McGivern, Redemann, Reid,

Berry & Taylor, PLLC P. O. Box 1710 Tulsa, OK 74101-1710 For Cal-Maine Foods, Inc.

George W. Owens Randall E. Rose The Owens Law Firm, P.C. 234 West 13<sup>th</sup> Street Tulsa, OK 74119

For George's Inc.

John R. Elrod

Vicki Bronson

Conner & Winters, P.C. 100 West Center Street, Suite 200

Fayetteville, AR 72701 For Simmons Foods, Inc.

an answer to the Third-Party Complaint which is herewith served upon you within **20 days** after the service of this summons upon you exclusive of the date of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the Third-Party Complaint. There is also served upon you herewith a copy of the Complaint of the Plaintiff. You have the option of answering or not answering the Plaintiff's Complaint *unless* (1) this is a case within Rule 9(h) Federal Rules of Civil Procedure, *and* (2) the Third-Party Plaintiff is demanding judgment against you in favor of the original Plaintiff under the circumstances described in Rule 14(c) Federal Rules Civil Procedure, in which situation you are required to make your defenses, if any, to the claim of Plaintiff as well as to the claim of the Third-Party Plaintiff.

Phil Lombardi	MAR 1 5 2006	
Clerk	Date	
S. MnDW		
(By) DEPUTY CLERK		

	RETURN OF S	SERVICE	
I was mad	DATE		
Service of the Summons and complaint was mad	TITLE	11 55	SERIEM
AME OF SERVER (PRINT)		JKO@>>_	Seeven
Check one box below to indicate appropri			
Served personally upon the third-p	arty defendant. Place whe	ere served:	
discretion then residing therein.			bode with a person of suitable age and
Name of person with whom the su	immons and complaint we	re left:	
Returned unexecuted:			
Returned unexecuted.			
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Other (specify):			
	STATEMENT OF	SERVICE FEES	
TRAVEL	SERVICES		TOTAL
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I declare under penalty of contained in the Return of Service	and Statement of Service F	Fees is true and correct.	
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Executed on	Signoture of Serve	r	
	Address of Server		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.